

**IN THE UNITED STATES PATENT
AND TRADEMARK OFFICE**

Applicant: Meyer et al.)	Art Unit: 1755
)	
U.S. Serial No. 10/748,084)	Examiner: Karl E. Group
)	
Filed: December 30, 2003)	
)	
For: METAL OXIDE POWDERS)	
AND METAL OXIDE-BINDER)	
COMPONENTS WITH BIMODAL)	
PARTICLE SIZE DISTRIBUTIONS,)	
CERAMICS MADE THEREFROM,)	
METHOD OF PRODUCING)	
BIMODAL METAL OXIDE)	
POWDERS, METHOD FOR)	
PRODUCING CERAMICS, AND)	
DENTAL CERAMIC PRODUCTS)	

**APPLICANT'S SUMMARY OF
TELEPHONIC INTERVIEW HELD AUGUST 10, 2007**

MS Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

The undersigned attorney thanks Examiner Group for the courtesy in agreeing to a telephonic interview. The interview was held between the undersigned attorney and Examiner Group, with no others participating.

No exhibit was shown and no demonstration was conducted. The Information Disclosure Submitted filed on May 29, 2007, was discussed.

The general thrust of the first primary argument of the applicant was that the IDS and references should have been considered. The applicants' undersigned representative pointed out to the examiner that the IDS was filed with a general authorization for the Commissioner to charge the Deposit Account of the undersigned attorney's firm for any fees due under 37 C.F.R. § 1.17, which includes the fee omitted in connection with the IDS (37 C.F.R. § 1.17(p)). MPEP 509.01 was cited for support.

The examiner agreed that the information should have been considered in connection with examining the application when issuing the official action. The examiner

offered to consider the references and remark on them in an Interview Summary, but the examiner would not agree to reset the date for response to the official action.

The applicants hereby request reconsideration of the decision to not reset the date for response. MPEP 710.06 requires that a new date be set in this situation:

“A supplementary action after a rejection explaining the references more explicitly or giving the reasons more fully, even though no further references are cited, establishes a new date from which the statutory period runs.”

Respectfully submitted,

MARSHALL, GERSTEIN & BORUN LLP

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August 10, 2007

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